

11/23/01

NOTE: Judge Krumm
may need courtroom @
3:00 p.m.

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - NOVEMBER 27, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys:

Debtors:

Case Nos.:

Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

Lamie	JAMES WIKLE-ch7-REOPENED 5/16/01	7-88-00002	Wick/LM
	A/P 7-01-00073: Obtain declaratory judgment <u>final pre-trial conference</u> James R. Wikle (Lamie) v. Anna Lee Wikle Simms (Barry Bruce/Robt Copeland) And Ruby Wikle O'Farrell ()		
Copeland	G AND A COAL COMPANY-ch7	7-99-02321	Callahan/SO
	A/P 7-01-00126: Recover money or property Wm E. Callahan Jr., Trustee (Stark) v. Gauley Sales Co t/a Gauley-Robertson() And Credit Mediators, Inc ()		
Carmody	MORRIS (Jr) & SANDRA SMITH - Ch. 13	7-01-03668	Widener
	A/P #7-01-00129: Determine dischargeability of debt Debtors v. IRS ()		
	A/P #7-01-00130: Determine dischargeability of debt Debtors v. USA/IRS ()		
	A/P 7-01-00131: Det. Dischargeability Debtor v. USA/IRS ()		
	A/P #7-01-00132: Determine dischargeability of debt Debtors v. USA/IRS ()		

10:00 A.M. - MISCELLANEOUS HEARINGS

Via CHRISTOPHER & TAMARA LEONARD- Ch. 7 7-01-03634 Callahan/PR
 Motion #1: Avoid lien – d/e #14
 Debtors v. Washington Mutual Finance Group, LLC ()

 Motion #2: Avoid lien – d/e #16; AMENDED mot filed 11/13, d/e # 20
 Debtor v. Citifinancial, Inc. ()

Welch PAUL & LYNN NESTER-CH7 7-00-00238 Callahan/AF
 Trustee's Motion for Revocation of Abandonment of Property of the Estate
 –**Response filed by American General Finance Inc (Hutton) 11/2, d/e # 60**
 -contd from 11/8

Copeland AARON & MELISSA DEBORD - Ch. 7 7-01-03811 Wick/VS
 Motion #2: Avoid lien – d/e #13,14
 Debtors v. Beneficial Discount Co. Of Va. ()

Copeland HOBERT & MARY BUCHANAN - Ch. 7 7-01-02420 Wick/SJ
 Trustee's Motion for authority to sell Debtors' property free & clear of liens [#19]

10:00 A.M. - MISCELLANEOUS HEARINGS

Copeland GRAHAM & KATHY GREGORY - Ch. 7 7-01-04185 Wick/MC
 Motion #1: Avoid lien [#10]

Debtors v. Beneficial Discount Co. of Va., d/b/a Commonwealth Legal Services
ORDER ENTERED 11/16, cancels hearing

Carmody	JOHN & PATRICIA BAKER-ch7 Motion #2: Relief - filed 10/30, d/e # 17 Bank One/Valley national (Neyhart) v. debtors & trustee	7-01-03707	Wick/NS
Lamie	DEWEY GORE-ch7 Motion #4: Relief - filed 11/6; d/e # 51, 52 Bank One NA (Neyhart) v. debtor & trustee	7-01-01408	Wick/AF
J.Kilgore	ROGER DYE-ch7 Motion #1: relief - filed 10/31, d/e # 10, 11 Miners & Merchants Bank & Trust (Bolling) v. debtor & trustee	7-01-04244	Wick/SO
Martin	MARK & LOUISE MCCracken-ch7 Motion #1: relief - filed 10/29/01 d/e # 11, 12, 13 Suntrust Bank assignee for Bill Gatton Chev. Cadillac (Chappell) v. debtors & trustee ORDER entered 11/21/01	7-01-04135	Callahan/MC
Carmody	JOSEPH & SHARI COLE-ch13 Motion #1: Relief - filed 10/29; d/e # First Sentinel Bank (Bolling) v. debtors & trustee ORDER of 11/15 granted relief, cancels hearing	7-01-04094	Widener/S

Abingdon Calendar – 11/27/01

10:00 A.M. - MISCELLANEOUS HEARINGS

Fleenor	KATHY TAYLOR-ch7 Motion #1: Relief filed 10/31; d/e # 10, 11	7-01-04188	Wick/AF
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Home EQ Servicing Corp (C.Patterson) v. debtor & trustee

Large ROGER LARGE- reop 6/22/01 d/e #68 7-95-03348 Money/
Debtor Motion to compel Peoples Bank & Trust Co of Hazard (NEAL KEESEE) to be
held in contempt of court and be ordered to immediately divide stock
and remove debtor's name from remaining stock certificate d/e # 64, filed 6/18
–Contd fr 7/24, 9/25 & 10/23 to add corporation as party

Proctor DOUGLAS PRUITT -ch7 7-01-03088 Callahan/AF
Motion of Teresa Sullins (D.Hutton) to extend tiem to file complaint objecting to
discharge filed 10/29, d/e # 36, 37

Cody LARRY & THELMA JUSTICE-ch7 7-01-04099 Callahan/S
Motion #1: relief - filed 11/2, d/e # 11, 12
Arcadia Financial Ltd (Sublett) v. male debtor, Larry Justice & Trustee
ORDER entered 11/21/01

Largen JEFFREY & NORMA SCOTT-ch7 7-01-03939 Callahan/PR
Motion #1: Relief - filed 11/2, d/e # 11, 12
First Union National Bank (C.Patterson) v. debtors & trustee

Farthing DAVID & KIM PARISH-ch7 7-01-03907 Wick/NS
Motion #2: Relief - filed 11/5, d/e # 13, 14
Fairbanks Capital Corp (Clarke) v. debtors & trustee

Abingdon Calendar – 11/27/01

10:00 A.M. - MISCELLANEOUS HEARINGS

Beck ANTAEUS GARY PROJECT, INC. - Ch. 7 7-00-00077 Farrell/NS

Trustee's Motion for Authority to Sell the Right to Cut and
Remove Timber from Estate Real Property [#132]

Trustee's Motion for Authority to Amend Buckshot Processing LLC License
and Option Agreement and to Enter into Asset Purchase Agreement Re
Two Dredges [#133]

Parks JEFFREY & TRICIA SEAGLE - Ch. 7 7-01-03484 Callahan/AF
Motion #1: Relief
Conseco Finance Servicing Corp. (Chappell) v. Debtors & Trustee
AGREED ORDER entered 11/21, granting relief

See also 11:00 a.m. relief Motion#2

11:00 A. M. - MISCELLANEOUS HEARINGS

Parks JEFFREY & TRICIA SEAGLE - Ch. 7 7-01-03484 Callahan/AF
Motion #2: Relief filed 10/30; d/e # 16, 17
Banc One Acceptance Corp (Neyhart) v. Debtors & Trustee

See also 10:00 a.m. relief Motion#1

Copeland G AND A COAL COMPANY-ch7 7-99-02321 Callahan/SO
Motion of Trustee's Counsel (Goldstein) for compensation \$2,274.00 & \$293.37 expense

Copeland BILL GREEVER, SR. - Ch. 7 7-98-00088 Wick/AF
Motion of Debtor to sell property & shorten notice requirement filed 7/12; d/e # 218
—contd fr bench 8/28 for review by trustee appointed in Chapter 7 cse (converted 8/30)
—contd fr 10/23
Order withdrawing Debtor's Motion entered 11/14 [#242]

Abingdon Calendar – 11/27/01

11:00 A.M. - MISCELLANEOUS HEARINGS

Lamie	GEORGE MARSHALL, JR -chll Motion #3: Relief Citicapital Commercial Corp (Friedberg) v. debtor <u>Response filed 11/14, d/e # 55</u> –Exhibits filed 11/23	7-01-02972	DIP/SJ
Copeland	S T & J, Inc. - Ch. 11 Final Hearing on Motion to Incur Debt (prelim. Hrg held 11/8)	7-01-03411	VS
Copeland	THOMAS B DUNN-chll Confirmation of Plan <u>Response of UST (Cosby) filed 11/15, d/e # 172; contd fr 11/27 to solicit balloting</u>	7-98-02465	DIP/MC
Goldstein	ABSHER REALTY INC-chll Confirmation of Plan; contd from 11/27 OBJECTION: IRS (Eckert) filed 11/14 d/e # 304 Black Diamond Savings & Loan filed 11/20, d/e # 305 (Esposito) Motion for Compensation (10 th Interim) for counsel for debtor [#302]	7-97-01759	DIP/MC
Jessee	LEROY M. HULL COMPANY, INC. - Ch. 11 Debtor's Motion to set claims bar date [#35] Debtor's Objection to Composition/Formation of the Unsecured Creditors' Committee [#36] –Response filed by U. S. Trustee [#44] <i>–note: see also 2:30 p.m. matters directed at 11/8 hearing to be set in P.M along with continued motion of Cred.Comm re: compel prod.of addtl. documents</i>	7-01-03786	DIP/JJ

Abingdon Calendar – 11/27/01

Lamie SAMUEL BANKS-Chll 7-96-01240 DIP/LM
Ord of 10/15, d/e # 278 (added to calendar 11/19) set showcause for
dismissal or conversion if fails to comply with UST's 10/15 order to file
reports by 10/24 –**July, Aug & Sept reports filed 10/16**

1:00 P. M. CHAPTER 13 CONFIRMATIONS

Lamie DAVID & WANDA JACKSON-ch13 7-00-01721 Widener/VS
Mod Plan filed 8/31; d/e # 104, 105 ; **contd fr 10/23**
Objections: 1) All American Distributing (Fleischhauer)
2) Trustee w/Show Cause on Dismissal or Conversion – d/e #108

Proctor PENNY ARNOLD 7-01-02957 Widener/NS
Plan filed 6/29; d/e # 6 amended plan filed 8/27 w/c-s; d/e # 17
–contd fr 10/9 to file valuation mots on Bank One & Citifinancial
–**RENOTICED FOR 12/10 @ 1 BY 11/5 ORDER**

Motion for valuation: filed 11/2 for 11/27 hearing: ‘75 Fleetwood Mobile Home
Citifinancial/ \$6,296.46, d/e # 21
–**RENOTICED FOR 12/10 @ 1 BY 11/5 ORDER**

Abingdon Calendar – 11/27/01

1:00 P.M. -CHAPTER 13 CONFIRMATION HEARINGS

Hutchinson SCOTT WOODS-ch13 7-01-03092 Widener/SJ
Mod Plan filed 9/12; d/e # 16, 17; CS filed 9/24
Objection to prior plan : Trustee with Motion to dismiss/convert; filed 8/29; d/e # 14

Motion for Valuation of 1997 Ford Taurus; creditor - Arcadia Financial Ltd.

Motion for Valuation of personal property of \$1,397; creditor - Heilig Meyers

Lamie RANDALL DIXON-ch13 7-99-02414 Widener/VS
Mod Plan filed 9/21, d/e # 65, 66
Objection: Trustee w/report & Showcause: Dismiss or convert d/e # 70; filed 9/28
–**contd fr 11/27; may ten conf ord in interim if recommended for entry**

Trustee Motion to dismiss or convert filed 8/24; d/e # 63, contd from 9/25

Largen VIRGINIA COMBS-chl3 7-99-03362 Widener/SJ
Mod Plan filed 9/11; d/e # 24, 25, 26, 27

Oglebay	ROBERT & CLARA CHAFIN_CHL3	7-01-02662	Widener/SJ
	<i>contd fr 11/27 w/mod plan to be filed in 15 days or case be dismissed</i>		
	<i>(Mot of tr. Contd to 1/3 @ 1 for status hrg)</i>		
	Objection: Trustee w/motion to dismiss/convert filed 8/29; d/e # 13 contd from 9/12		
	Trustee w/Motion to Dismiss/convert filed 10/10; d/e # 25		

Abingdon Calendar – 11/27/01

1:00 P.M. -CHAPTER 13 CONFIRMATION HEARINGS

Largen	ROBERT HALL, JR. - Ch. 13	7-98-01926	Widener/JJ
	Amended Plan filed 9/28		
	Objection: Trustee w/Show Cause on dismissal or conversion [#82, 83]		

Proctor JAMES & LINDA PADGETT-chl3 7-01-02733 Widener/PR
Note: Mod plan filed 11/2 d/e # 35 scheduled for 1/30 @ 1

Motion for Valuation: '98 Olds Bravado: Value \$15,000, Owes \$18,726.81
Creditor: Arcadia Financial, filed 11/2, d/e # 36

Motion for valuation: Gateway Computer: owes \$2160; valued @\$300, filed 11/13, d/e39

Gifford MICHAEL & DEBORAH WARREN - Ch. 13 7-01-03492 Widener/SJ
Mod. Plan filed 10/11 [#16,18]
-CASE DISMISSED 10/23 ON DEBTORS' MOTION

1:00 P. M. - MISCELLANEOUS HEARINGS

Carmody FRED & BILLIE HOWERY 7-98-01039 Widener/PR
Trustee Motion to dismiss or convert filed 8/16; d/e # 125, contd from 9/25

Copeland MARVIN & PAMELA CAIN - Ch. 13 7-01-02893 Widener/PR
conf is scheduled 12/10/01 @ 1:00
Motion for Valuation on Dell computer system, Equity One/creditor [#29]

Objection by Trustee & Notice of Showcause on Dismissal or conversion filed 10/18; d/e
34

Abingdon Calendar – 11/27/01

1:00 P.M. -MISCELLANEOUS HEARINGS

Carmody DENNIS LONG - Ch. 13 7-01-03702 Widener/SJ
Trustee's Report, Objection and Show Cause on Dismissal or
Conversion [#16]
Note: Confirmation hearing set for 12/10 @ 1:00 p.m.

Proctor ARMONA MULLINS - Ch. 13 7-01-04043 Widener/PR
Trustee's Report, Objection and Show Cause on Dismissal or Conversion [#13]
filed 10/24 - ***conf. of mod plan filed 11/15 is scheduled 1/3/02 @1:00***

Proctor MELISSA PATRICK - Ch. 13 7-97-00112 Widener/SJ
Trustee's Motion to Dismiss or Convert to Ch. 7 [#50]

Copeland PHILLIP & MARY KNUPP - Ch. 13 7-01-03412 Widener/SJ
Motion #1: Relief [#29]
First Tennessee Bank (Fleischhauer) v. Phillip C. Knupp & Trustee
–**Agreed Order** entered 11/9 [#37]

Large AMANDA PERKEY-ch7 7-01-03246 Wick/JJ
Motion #1: Relief - filed 11/6; d/e # 13, 14
Bank One/Valley Natl Financial Services (Neyhart) v. debtor & trustee
–RENOTICED 11/13, d/e # 15 (ABG location used in notice w/BSG date in error)

Abingdon Calendar – 11/27/01

1:30 P. M. - MISCELLANEOUS HEARINGS

Via TAMMY SNYDER - ch-13 7-01-04040 Widener/LM
Conf hrg is set 12/10 @ 1:00
Trustee's Report, Objection and Showcause on Dismissal, filed 10/24, d/e # 15

Notice of Valuation Hearing : Option One filed 10/12, d/e # 13
–**Objection** filed by Option One Mortgage Corp. [#17] (proposed order in file)

Jessee, J DANIEL KIMBERLIN –**CH.12 *** 7-01-03250 Widener/MC
Debtor Motion, filed 11/5, d/e # 22. 24 , to Convert to Ch 13

Motion #1: Relief contd from bench 11/8 , d/e # 17, filed 10/4
Highlands Union Bank v. Debtor & Trustee

Lamie BOBBY & BRENDA VENCILL - Ch. 13 7-01–4512 Widener/SJ
Motion #1: Relief [#12]
Paccar Financial Corp. (Cleary) v. Bobby Vencill
–**Note: Evidence received by court at hearings on 11/8 by agreement of court**

and counsel to be treated as evidence in the within motion

J Jessee	ROBERT & LOMA CROSSWHITE-ch13 Motion #1: Avoid lien, filed 11/8; d/e # 14, 15 Debtors v. Washington Mutual Finance Group, LLC	7-02-04041	Widener/VS
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Abingdon Calendar – 11/27/01

2:00 P.M. - MISCELLANEOUS HEARINGS

Timoney	WILLIAM, III, & DEBORAH HAYWOOD - Ch. 13 Trustee's Motion to Dismiss or Convert [#23]	7-97-04970	Widener/NS
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–	TERRY & PAMELA SMITH - Ch. 13 Trustee's Motion to Dismiss or Convert [#34]	7-97-02741	Widener/VS
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Hutchinson	TERRY PATRICK - Ch. 13 Trustee's Motion to Dismiss or Convert [#39]	7-00-04029	Widener/SJ
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2:30 P.M. - MISCELLANEOUS HEARINGS

Jessee LEROY M. HULL COMPANY, INC. - Ch. 11 7-01-03786 DIP/JJ
 Motion of U. S. Trustee to convert to Ch 7 filed 11/16, d//e # 57
 (notice shortened to 10-days by court's prior order)

Motion filed by Unsecured Creditors Committee (Kiel/Kirstein) to compel
 production of debtor's financial documents and for adequate assurances
 that proceeds of sales of unsecured collateral have been & are being
 escrowed for the unsecured creditors [#37]

SUSPEND HEARINGS AT 3:00 P.M. - JUDGE KRUMM'S VIDEO CALENDAR, IF ANY

3:00 P.M.

Largen TONY WADE FULLEN 7-01-03938 Callahan/AF
 Motion #1: Relief - Branch Banking & Trust Co (Fleischhauer) v debtors & tr
 –**Default Order entered 11/15; hearing cancelled.**

Copeland HARRISON & LINDA PAYNE -chll 7-92-00380 DIP/AF
 Showcause why this case should not be dismissed for failure to file final report
 and application for final decree

Copeland MCCANN MOTORS INC-chll 7-98-03138 DIP/AF
 U. S. Trustee's Motion to Compel Filing of Monthly Reports (Garber) contd fr 11/8